

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
STATESVILLE DIVISION  
DOCKET NO. 5:19-cv-00123-FDW

JAY CLIFTON BARNETT,

Plaintiff,

vs.

ANDREW M. SAUL, Commissioner of  
Social Security,

Defendant.

ORDER

THIS MATTER is before the Court on Plaintiff's Motion for Summary Judgment (Doc. No. 11) and Defendant's Motion to Remand (Doc. No. 13) for further administrative proceedings. Plaintiff's counsel consents to the Government's Motion for Remand. Accordingly, the Commissioner's decision is REVERSED and this matter is REMANDED for a new hearing. Plaintiff's Motion for Summary Judgment (Doc. No. 11) is DENIED as moot.

The Court finds good cause has been alleged for remand. Accordingly, the Court hereby reverses the Commissioner's decision under sentence four of 42 U.S.C. § 405(g) and remands the case to the Commissioner for further administrative proceedings. See Shalala v. Schaefer, 509 U.S. 292 (1993); Melkonyan v. Sullivan, 501 U.S. 89 (1991).

The Clerk of Court is directed to enter a separate judgment pursuant to Rule 58 of the Federal Rules of Civil Procedure.

IT IS SO ORDERED.

Signed: March 27, 2020



Frank D. Whitney  
Chief United States District Judge

